



#5AF  
JFW

MS AF  
RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1641

PATENT  
4614-0109P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: KLYSNER, S. Conf.: 3837  
Appl. No.: 09/980,916 Group: 1641  
Filed: February 19, 2002 Examiner: GALVEZ, J.  
For: METHOD FOR DOWN-REGULATING IL5 ACTIVITY

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

March 14, 2006

Sir:

Applicants hereby appeal to the Board of Appeals from the Office Action dated September 14, 2005 of the Primary Examiner twice rejecting claims 73-75, 77-80, 87-87, 89-94, 100 and 133.

☒ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Office Action. Thus a fee of \$1,020.00 is required for the full period of the above-requested extension of time.

☐ An extension of ( ) month(s) for responding to the Office Action was previously requested and paid for on . Thus a fee of \$0.00 is required to obtain an additional ( ) month(s) for filing the Notice of Appeal.

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03/17/2006 MBIZUNES 00000041 022448 09980916

02 FC:1253

1020.00 DA

01 FC:1401 500.00 DA

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$500.00

☐ Small Entity - \$250.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$1,520.00.

Payment of the above TOTAL FEE is being made in the following manner:

☐ Check(s) in the amount of \$0.00 is/are enclosed.

☒ Please charge Deposit Account No. 02-2448 in the amount of \$1,520.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

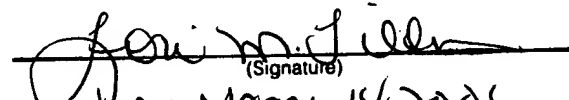
By   
Leonard R. Svensson, #30,330

LRS/lmt  
4614-0109P

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**I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: March 14, 2006**  
(Date of Deposit)

**BIRCH, STEWART, KOLASCH & BIRCH, LLP**

  
(Signature)  
March 14, 2006  
(Date of Signature)